

36 days

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MAY 04 2016  
Per [Signature]

5-2-2016

State Records Committee,

Re: UDC Appeal.

I recently submitted a GRAMA request to UDC in which I requested emails sent and received for 44 various UDC employees. On April 12, 2016 I received a letter from Ms. Proctor claiming extraordinary circumstances existed and my request would be delayed. Ms. Proctor says UDC will process each of these 44 requests separately and consecutively. At this rate if each request takes 10 business days it will take UDC 440 business days to respond to my request.

On April 20, 2016 I received a response from Director Haddon denying my appeal. He states: "So I do not agree with your position that the extraordinary circumstances identified by Ms. Proctor are not present in this matter." I wish to clarify my position. I'm not claiming that extraordinary circumstances don't exist. My position is "that the time specified is unreasonable." See UCA § 63G-2-401(1)(b). Ms. Proctor does not give an exact estimate as to the time it will take to finish the request, nor does she provide an anticipated date when I may expect the records, which is required per UCA § 63G-2-204(6)(C)(ii).

Furthermore, Ms. Proctor stated: "In the event you submit future requests for any records, those requests will be processed after these current 44 requests are completed." As I submitted one request and even if UDC chooses to treat it as separate requests then all requests were still filed on the same day, March 29, 2016. This is clearly an abuse of the power to claim extraordinary circumstances and will essentially prohibit

me from obtaining any other records for the next two years,  
or until UDC completes this one request.

I hereby respectfully request a hearing before the  
Committee to address the claim of extraordinary  
circumstances and the unreasonable amount of time UDC  
is requesting to respond to this request.

Cordially,

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